

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

STATE OF OREGON, et al,

Plaintiff,

No. 3:15-cv-02006-PK

v.

ORDER

GENERAL NUTRITION CORPORATION,

Defendants.

HERNÁNDEZ, District Judge:

Magistrate Judge Paul Papak issued a Findings & Recommendation [15] on March 30, 2016, recommending that Plaintiff's Motion to Remand [6] be granted and this case be remanded to Oregon state court for lack of federal subject matter jurisdiction. Defendant has timely filed objections [17] to the Findings & Recommendation. The matter is now before me pursuant to 28 U.S.C. § 636(b)(1) and Federal Rule of Civil Procedure 72(b).

When a party objects to any portion of the Magistrate Judge's Findings & Recommendation, the district court must make a *de novo* determination of that portion of the

Magistrate Judge's report. 28 U.S.C. § 636(b)(1); Dawson v. Marshall, 561 F.3d 930, 932 (9th Cir. 2009); United States v. Reyna-Tapia, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc).

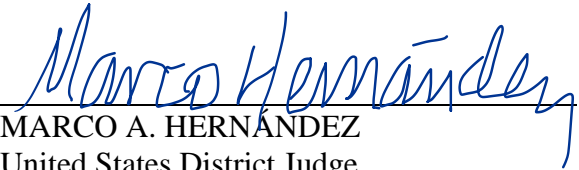
I have carefully considered Defendant's objections and conclude there is no basis to modify the Findings & Recommendation. I have also reviewed the pertinent portions of the record *de novo* and find no errors in the Magistrate Judge's Findings & Recommendation.

CONCLUSION

The Court ADOPTS Magistrate Papak's Findings & Recommendation [15], and therefore, Plaintiff's Motion to Remand [6] is granted, and this case is remanded to the Multnomah County Circuit court where it was originally filed.

IT IS SO ORDERED.

DATED this 14 day of June, 2016.


MARCO A. HERNÁNDEZ
United States District Judge